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28289Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

Please amend the claims as follows:

1. (Currently Amended) A system for communicating data and protecting rights therein, comprising:

at least one user device with ~~rendering application~~ which communicates wirelessly and is capable of performing a mutual authentication with a server for receiving data;

a server in communication with said at least one user device and including a trusted lock;

a rights management engine in communication with said server for applying and enforcing user rights associated with said data;

a storage device in communication with said server for storing said data; and

a storage device in communication with said server for recording a time stamped and digitally signed audit trail;

wherein said server, said rights management engine, said storage device for storing said data and said storage device for recording a time stamped and digitally signed audit trail are separate from said at least one user device, and wherein said data is rendered by said server.

2 (Previously Presented) The system according to claim 1, wherein said server, rights management engine, data storage and audit trail storage are in a secure location

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separate from the user device so that trusted services including timing, auditing and copying are performed in a secure environment.

3. (Original) The system according to claim 1, wherein said user device includes a storage device for holding data which is released under instructions from said server.

4. (Currently Amended) The system according to claim 1, wherein said user device is a wireless communication terminal such as selected from the group consisting of a mobile station, a WAP-capable cellular telephone, an extended markup language capable cellular telephone, or a cellular telephone with a processor-based system connected to it.

5. (Previously Presented) The system according to claim 4, wherein said wireless terminal is an "always on" device.

6. (Currently Amended) A method of communicating data from a server to a wireless user device and protecting rights therein, comprising:

- authenticating identification of said server and said user device;
- requesting data to be communicated from said server to said user device;
- authorizing said data to be communicated based on rights attributed to said user device in a rights management engine separate from said user device;
- recording said authorization to provide for billing information and an audit trail separate from said user device;
- communicating rendering said data from said server to said user device wirelessly.

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7. (Original) The method according to claim 6, wherein said data is communicated to said user device and stored therein and rendered in sections according to instructions communicated from said server.

8. (Canceled).

9. (Currently Amended) The method according to claim 6, wherein said ~~wireless communication~~ user device is an "always on" ~~connection~~ user device.

10. (Canceled).

11. (Original) The method according to claim 6, wherein said recording step is performed in a storage device to record authorization along with time and other information in order to provide a trusted audit trail, which is based on trusted time and a trusted third party to sign the recording.

12. (Original) The method according to claim 6, wherein said data is originally stored in a content storage device connected to said server.

13. (Currently Amended) A rights secure communication device for wirelessly providing data to a user device comprising:

a server, which is capable of performing a mutual authentication with the user device and rendering said data to said user device;

a data storage device connected to said server for storing said data; and

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a digital rights management engine connected to said server for determining rights attributed to authenticated users.

14. (Original) The communication device according to claim 13, further comprising a secure storage device for recording authorization of data communication in a secure audit trail.

15. (Original) The communication device according to claim 13, wherein data is sent from said server to a user through a wireless communication system.

16. (Previously Presented) The communication device according to claim 15, wherein said wireless communication system is an "always on" connection.

17. (Canceled).

18. (Canceled).

19. (Currently Amended) A computer program embodied on a computer readable medium and executable by a computer to communicate data having protected rights, the program, when executed, performing the steps of comprising:

communicating wirelessly with a mobile terminal controlled by a user;

determining rights of said user in protected data using a rights management engine;

recording an audit trail of communications with said mobile terminal in a storage device; and

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rendering said data and wirelessly communicating said data to said mobile terminal.

20. (Currently Amended) A computer program according to claim 19, when executed further comprising performing the step of storing said protected data in a secure location separate from said mobile terminal wherein all operations regarding said protected data are performed in a secure environment.

21. (Previously Presented) The system according to claim 1, wherein said data is stored in protected form.

22. (New) The system according to claim 1, wherein said data rendered by the server is formatted and delivered to said at least one user device for use.